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(1)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.NO. 908 /2006

PETITIONER

Smt. Lata Humane, Aged about 50 years, W/o.Shri Shankar Lal Humane, R/o. Near Overbridge, Chikhli, Rajnandgaon (C.G.)

R.R. No. 984/06 Presented by Arvind Kumar Tiwari dated 23/2/06

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, Through the Secretary, Department of Health & Family Welfare, Dau Kalyan Singh Bhawan, Raipur (C.G.)

2. The Chief Medical & Health Officer, Rajnandgaon, District Rajnandgaon (C.G.)

3. The Secretary, Department of General Administration, D.K.S Bhawan, Mantralaya, Raipur (C.G.)

RECEIVED COPY 23/2/06 CLERK to A. G. BILASPUR

OATH COMMISSIONER APARNA MADIYA CG-2878/96 23/2/06 Bilaspur Chhattisgarh

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 908/2006 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

6-3-2006

Shri Anand Kumar Tiwari, counsel for the petitioner.

Shri Satish Gupta, Dy. Govt. Advocate for the State.

Heard.

By this petition under Article 226/227 of the Constitution of India, the petitioner is challenging the transfer order dated 31-8-2005 (Annexure-P/1) by which she has been transferred from District Hospital, Rajnandgaon to Primary Health Center, Aamatola, Block Ambagarh Chowki, Rajnandgaon. The petitioner is working as Lower Health Visitor (LHV).

Learned counsel submits that against the transfer order dated 31-8-2005 the petitioner preferred a writ petition bearing No.5403/2005 (***Smt. Lata Humane vs. The State of Chhattisgarh & Others***) and the said writ petition was disposed of by this Court vide order dated 25-11-2005 (Annexure-P/5) with a direction to decide the representation submitted by the petitioner on 10-9-2005 within a period of two weeks from the date of receipt of the order in accordance with law. It is submitted that in compliance of the order passed by this Court the petitioner submitted an application on 2-12-2005 (Annexure-P/6) before the respondent No.2 Chief Medical Officer, which was received by the office of Chief Medical Officer

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 908/2006 **सन्** **200**

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

on the same day i.e. 2-12-2005, but till date no action has been taken by the authorities.

Prima facie, there is no reason for not deciding the representation submitted by the petitioner on 10-9-2005 as the order passed by this Court in W.P. No.5403/2005 on 25-11-2005 is specifically clear. However, instead of proceeding further it is directed that if the representation not decided, the same be decided positively within a period of two weeks from the date of receipt/production of copy of this order.

With the aforesaid observations, this petition stands disposed of.

Consequently, M.W.P. No. 709/2006 also stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Gowri

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P.S. 30.06 23/2/10